GOVERNMENT OF ANDHRA PRADESH ABSTRACT

Police Department – MACMA No.27/2006 and 2618/2008 in OP No.367/2002 of 2008 filed by Sri P. Pakkirappa F/O Late P.Kullayyappa (ARPC), Ananthapur District – Judgment Pronounced – Compensation awarded – Sanction –Orders – Issued.

HOME (WNT) DEPARTMENT

G.O.Rt.No. 502 Dated: 28-4-2014 Read the following:-

1. From the Director General of Police, Andhra Pradesh, Hyderabad Lr.Rc.No.661/U3/2012, Dated.24-09-2012

2. From the Director General of Police, Andhra Pradesh, Hyderabad Lr.Rc.No.661/U3/2012, Dated. 01-11-2013.

ORDER:-

In the references read above, the Director General of Police, Andhra Pradesh, Hyderabad, has informed that the Sri P.Kullayyappa, ARPC 2239, Ananthapur was on Bandobust duty to the then Chief Minister of Andhra Pradesh on 25-08-1999 in connection with electioneering visit of Ananthapur District. While Sri Kullayappa was accompanying the Chief Minister Convoy in Jeep bearing No. AP02/C0126 the Jeep met with accident at Kakkalapalli Cross at 8.40PM. On account of rash and negligent driving of the driver the vehicle met with an accident, resulting the death of P. Kullayappa ARPC 2239.A case was registered in C.No.113/99 against the jeep driver. Consequent of this incident the father of deceased Kullayappa i.e. P.Pakeerappa and mother Smt. P. Nalamma have filed a petition in the Hon'ble Court of the Motor Accidents Claims Tribunal, Ananthapur in O.P.No.367/2002.

- 2. The Director General of Police, Andhra Pradesh, Hyderabad, has further informed that Sri P.Pakkirappa, father of Late Kulayappa and Smt. P. Nallamma, W/o Pakkirappa have filed MVOP No.367/2002 at MACT, Ananthapur and the Hon'ble Court pronounced the Judgment dated. 14-09-2005 awarding compensation of Rs.3,,97,200/- along with proportionate costs and interest @ 9% p.a. from the date of petition till the date of realization.
- 3. The Director General of Police, Andhra Pradesh, Hyderabad, has also informed the United India Insurance Company Limited and the District Collector, Ananthapur have filed MACA No27/2006 and MACMA No. 2618/2008 before the Hon'ble High Court of A.P. Hyderabad against the orders in MVOP No.367/2002. The Hon'ble High Court of A.P., Hyderabad has allowed the both appeals and issuing the common judgment and fixed the liability to pay compensation on Government but reducing the total award amount of Rs.3,97,200/- to Rs.3,00,000/-. The Collector and District Magistrate, Ananthapur has requested to issue sanction orders for an amount of Rs.3,00,000/- in the said MPOP.
- 4. In the reference 2nd read above, the DGP, A.P. Hyd has informed that the G.P. for arbitration, High Court of A.P. Hyd has opined that, it is not fist case for filing appeal in Hob'ble Supreme Court of India against the Common judgment and Decree dt 14-2-2012 in MACMA Nos. 2618/2008 and 27/2006, and advised to comply with Judgment of Hon'ble High Court, since there are no merits in the case. The DGP, A.P. Hyd has therefore requested to sanction compensation for an amount of Rs.3.00,000/- in the above MVOP case.

- Government after careful examination hereby accord sanction for payment of an amount of Rs. 3,00,000/- (Rupees Three lakhs only) towards payment of compensation with interest in MACMA No.27/2006 and 2618/2008 in OP No.367/2002 filed by Sri P. Pakkirappa F/o Late P.Kullayyappa (ARPC), Ananthapur District.
- 6. The expenditure sanctioned in paras (05) above, shall be debited to the Head of Account "2055 Police MH 001 Direction and Administration SH (01) Headquarters Office 500 Other Charges 501- Compensation (Charged), and shall initially be met by way of an advance from the Contingent Fund, orders regarding which will be issued by the Finance (BG.I) Department separately.
- 7. The Director General of Police, Andhra Pradesh, Hyderabad is requested to take necessary action in the matter and the submit necessary proposals for obtaining supplementary grant towards recoupment of advance to Contingent Fund at the appropriate time.
- 8. This order issues with the concurrence of Finance (Exp.Home) Department vide their U.O.No.8980/235 /2014, Dt 23 -04-2014.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.P.DAS PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General of Police, A.P., Hyderabad The Superintendent of Police, Ananthapur District

The Account General of A.P., Hyderabad

The Pay and Accounts Officer, Hyderabad

The District Treasury Officer, Hyderabad

The Principal Accountant General (A&E), A.P. Hyderabad

The Finance (Exp. Home) Department

The Finance (BG.I) Department

SF/SC

//FORWARDED: BY ORDER //

SECTION OFFICER